SINGLE BENCH (1)

003

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

WRIT PETITION No. 990 /2006

PETITIONER : Ravindra Kumar Upadhyay, S/o. Shri S.K.Upadhyay, age 51 years, Inspector P.S. Pakhanjur, Distt. Kanker (C.G.).

C.D. No. 1064/06 Presented by Shri V.K. Sharma dated 27/12/06

VERSUS

RESPONDENTS

1. State of C.G. through Secretary, Deptt. of Home, D.K.S Bhawan, Raipur (C.G.).

2. The S.P.Kanker, Distt. Kanker (C.G.)

RECEIVED-COPY 27/12/06 CLERK to A. G. BILASPUR

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT OF MANDAMUS CERTIORARY PROHIBITION AND ANY OTHER WRIT /ORDER/DIRECTION.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

015

आदेश पत्रक

मामला क्रमांक WP 990/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	6-3-2006 Shri Praveen Das, counsel for the petitioner. Shri Sushil Dubey, Govt. Advocate for the State. Heard. By this petition under Article 226 of the Constitution of India, the petitioner is challenging the action of the respondent authorities whereby he has not been relieved inspite of the transfer orders being issued in his favour on two occasions. The contention is that vide Annexure-P/1 the petitioner has been transferred from Kanker to Ranjnandgaon, but the petitioner has not been relieved. Thereafter another order dated 27-10-2005 (Annexure-P/2) has been issued by transferring the petitioner to Raipur, but once again he has not been relieved. Learned counsel submits that since a long period the petitioner is serving in naxalite area and made several requests before the respondent No.2 for his relieving. Reliance is placed upon a decision of this Court rendered in the case of ***Gautam Singh Sahu vs. State of Chhattisgarh & Others (W.P.No.5046/2004)***. Learned counsel appearing for the State is not in a position to dispute the aforesaid fact. Having considered the facts and circumstances of the case, material on record, in view of the fact that inspite of issuance of two transfer orders the petitioner has not been relieved and also the fact	

[पीछे देखिये

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आदेश पत्रक

मामला क्रमांक WP 990/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	that the transfer order dated 27-10-2005 (Annexure-P/2) has not yet been cancelled or modified, it is directed that the respondents to comply with the order dated 27-10-2005 (Annexure-P/2) and relieve the petitioner as early as possible preferably within a period of 15 days from the date of receipt/production of copy of this order. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law. With the aforesaid observations the petition stands disposed of. Consequently, I.A.No.2439/2006 also stands disposed of. Certified copy as per rules. Sd/- Fakhruddin Judge	
P/Gowri		

[पीछे देखिये